

**STATE OF ILLINOIS
HUMAN RIGHTS COMMISSION**

James R. Thompson Center
Murdock Room - DHS
100 W. Randolph Street, Suite 5-300
Chicago, Illinois 60601

Meeting of Panel B
January 15, 2014
10:30 a.m.

MINUTES

Present:	Commissioners	David Chang, (Panel Chair) Robert A. Cantone Lauren Beth Gash
	Staff	Donyelle L. Gray Evelio Mora Byron Wardlaw Bricia Herrera
	Public	Lee Mitchell

Call to Order

A meeting of Human Rights Commission Panel B was called to order on January 15, 2014, at 10:40 a.m. by Panel Chair David Chang.

Pursuant to the Illinois Open Meetings Act, 5 ILCS 120/1 et seq., it was determined that:

- 1) A quorum of the public body was present at the meeting.

I. Minutes

October 9, 2013

The minutes of the meeting of October 9, 2013 were approved as submitted by staff. Motion to approve the October 9, 2013 minutes made by Commissioner Cantone, seconded by Commissioner Gash. Motion carried 3-0.

II. Contested Matter

- A) *Jane Holloway vs. Oak Ridge Rehabilitation Center*
Charge No.: 2011CA2185 ALS No.: 12-0569

Pending before the Panel were the Respondent's exceptions to the ALJ's Recommended Order and Decision ("ROD"). The Panel voted to decline review of the ROD and voted to adopt the ROD as the final Order and Decision of the Commission. Motion made by Commissioner Cantone, seconded by Commissioner Gash. Motion carried 3-0.

III. Request for Review

- A) *Ronald S. Stewart v. Waterford Estates Retirement Community*
Charge No.: 2010CA3668 ALS No.: 11-0727

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Cantone, seconded by Commissioner Gash. Motion carried 3-0.

- B) *Barney Muhammad v. Star Detective and Security Agency, Inc.*
Charge No.: 2010CA1413 ALS No.: 11-0725

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Cantone, seconded by Commissioner Gash. Motion carried 3-0.

- C) *Anastasia Karovic and Zoran Karovic v. A & D Development, LLC*
Charge No.: 2010CH0386 ALS No.: 11-0724

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Gash, seconded by Commissioner Cantone. Motion carried 3-0.

- D) *Bonnie Smith v. City of Champaign*
Charge No.: 2011SA2367 ALS No.: 11-0722

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Cantone, seconded by Commissioner Gash. Motion carried 3-0.

E) Lee Mitchell v. B-Way Corporation

Charge No.: 2011CF1150 ALS No.: 10-0717

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Cantone, seconded by Commissioner Gash. Motion carried 3-0.

F) Star Mitchell v. Target Superstore

Charge No.: 2011CP2348 ALS No.: 11-0718

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Gash, seconded by Commissioner Cantone. Motion carried 3-0.

G) William Whiteman v. Caterpillar, Inc.

Charge No.: 2012SN1833 ALS No.: 12-0707

The Panel sustained the dismissal of Counts B and C of the charge in the above-referenced matter for Lack of Substantial Evidence. The Panel vacated the dismissal of Counts D and E of the charge and made a finding of Substantial Evidence. Motion made by Commissioner Cantone, seconded by Commissioner Gash. Motion carried 3-0.

IV. Motion for Entry of Order on Complainant's Request for Review

William Whiteman v. Caterpillar, Inc.

Charge No.: 2012SN1833 ALS No.: 12-0707

The Panel voted to grant the Motion in part and deny the Motion in part, in the above-referenced matter. Motion made by Commissioner Cantone, seconded by Commissioner Gash. Motion carried 3-0.

V. Petitions for Default Order

A) Richard Spindler v. EIDCO Construction Nationwide, LLC

Charge No.: 2013CA0888 ALS No.: 13-0479

The Panel voted to grant the Petition in the above-referenced matter. Motion made by Commissioner Cantone, seconded by Commissioner Gash. Motion carried 3-0.

B) Rafael Garcia v. Pacific Coast Feather Co.

Charge No.: 2013CA0859 ALS No.: 13-0531

The Panel voted to grant the Petition in the above-referenced matter. Motion made by Commissioner Gash, seconded by Commissioner Cantone. Motion carried 3-0.

VI. Settlements

DHR#	Complainant	Respondent
1. 2013SA1469	G. Osborne	Community Action Partnership of Central Illinois, Inc.
2. 2014CH0617	L. Fuentes	Debroah Clark, James Clark, Dennis Planic et al.
3. 2013SP3063	P. McWilliams	Titan Fitness
4. 2014CH0318	R. Wagner	Eagle Ridge II Condominium Association et al.

The Panel voted to approve settlements 1 through 4. Motion made by Commissioner Cantone, seconded by Commissioner Gash. Motion carried 3-0.

VII. Adjournment.

The meeting was adjourned at 11:21 a.m. Motion made by Commissioner Gash, seconded by Commissioner Cantone. Motion carried 3-0.

Respectfully submitted,

Donyelle L. Gray
General Counsel